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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/909,574	07/20/2001	Frank A. Skraly	MBX 039	2982
23579 7590 01/29/2008 PATREA L. PABST PABST PATENT GROUP LLP 400 COLONY SQUARE, SUITE 1200 1201 PEACHTREE STREET			EXAMINER	
			PAK, YONG D	
			ART UNIT	PAPER NUMBER
ATLANTA, GA 30361			1652	
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			MAIL DATE	DELIVERY MODE
			01/29/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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ATTORNEY DOCKET NO. FIRST NAMED INVENTOR / **FILING DATE APPLICATION NO./** PATENT IN REEXAMINATION CONTROL NO. MBX 039 7/20/2001 SKRALY ET AL. 09909574

PATREA L. PABST PABST PATENT GROUP LLP 400 COLONY SQUARE, SUITE 1200 1201 PEACHTREE STREET ATLANTA, GA 30361

**EXAMINER** Yong D. Pak **ART UNIT** PAPER 1652 20080128

DATE MAILED:

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## **Commissioner for Patents**

The purpose of this communication is to address (A) the omitted Heading (1) Real Party in Interest and (2)prior arts used to reject the claims under Heading (8) Evidence Relied Upon, as follows.

(1) Real Party in Interest

A statement identifying by name the real party in interest is contained in the brief.

(8) Evidence Relied Upon

Skraly et a. Polyhydroxyalkanoates Produced by Recombinant E. coli, Poster at Engineering Foundation Conference: Metabolic Engineering, 1998.

Madison et al. (Metabolic engineering of poly(3-hydroxyalkanoates): from DNA to plastic. Microbiol Mol Biol Rev. 1999 Mar:63(1):21-53.

BRENDA database (EC 1.1.1.202).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Yong Pak whose telephone number is 571-272-0935. The examiner can normally be reached 6:30 A.M. to 5:00 P.M. Monday through Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ponnathapu Achutamurthy can be reached on 571-272-0928. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571-272-1600.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pairdirect.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll free).

Yong D. Pak

Primary Patent Examiner 1652